



Application No.: 10/773,389

Docket No.: 29939/03004A  
(PATENT)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 7, 2005

Signature: 

(Bryan J. Lempia)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Brandi Loucks et al.

Application No.: 10/773,389

Art Unit: 3727

Filed: February 5, 2004

For: Laundry Basket with Hip Hugging Feature

Examiner: Not Yet Assigned

**DECLARATION OF FACTS UNDER 37 C.F.R. 1.47(A)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Muriel K. Gallaher, hereby state as follows:

1. I make this Declaration of Facts regarding the facts and circumstances known to me concerning the inability to secure a signed or executed Declaration of a co-inventor, Mr. Fred J. Reber (Mr. Reber).

2. I am an assistant to Ms. Meggan F. Duffy (Ms. Duffy) at Marshall, Gerstein & Borun LLP. Ms. Duffy asked for my help in trying to locate the co-inventor, Mr. Reber.

3. To date, I have not been able to either locate or contact Mr. Reber. I tried to contact Mr. Reber using possible contact information found in a list of search results from a Yahoo People Search directed to Mr. Reber. A copy of the list of search results is attached hereto as **Exhibit A**. I first called a Minnesota number, 1-320-363-8883, corresponding to "Fred J. Reber," as provided in the list of search results, because this data matched Mr.

Reber's known full name. After dialing the number, I spoke with a woman and asked her whether a Mr. Reber, who I identified as formerly of Rubbermaid, Inc. and a U.S. inventor, was available. She responded in a rather hostile manner that Mr. Reber "is no longer here so it would just be futile." She then hung up the phone before I could ask her any additional questions.

3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. I hereby further declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: September 29, 2005

Respectfully submitted,

By 

Muriel K. Gallaher

MARSHALL, GERSTEIN & BORUN

233 S. Wacker Drive, Suite 6300

Sears Tower

Chicago, Illinois 60606-6357

(312) 474-6300

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PEOPLE SEARCH RESULTS 1 - 9 out of about 9.

Name	ADVERTISEMENT	Address	Phone
<b><u>Frederick G Reber</u></b>	<a href="#">Instant Background Check</a> <a href="http://www.intelius.com">www.intelius.com</a>	488 Irving Ave Bridgeton, NJ <a href="#">Add to Address Book, Map</a>	(856) 459-9392
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<b><u>Fred Reber</u></b>	<a href="#">Instant Background Check</a> <a href="http://www.intelius.com">www.intelius.com</a>	2460 W 21st Ave Eugene, OR <a href="#">Add to Address Book, Map</a>	(541) 343-1538
<b><u>Fritz Reber</u></b>	<a href="#">Instant Background Check</a> <a href="http://www.intelius.com">www.intelius.com</a>	Santa Maria, CA <a href="#">Add to Address Book, Map</a>	(805) 937-4663

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